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## *California Man Indicted For Selling U.S. Secrets To Poles, Tax Evasion*

*By a WALL STREET JOURNAL Staff Reporter*

SAN FRANCISCO — James Durward Harper Jr., of Mountain View, Calif., was indicted by a federal grand jury here on nine counts of selling U.S. defense documents for \$250,000 to the Polish government and of tax evasion.

In October, the 49-year-old engineer was arrested on a complaint charging most of the same violations. He has been held without bail since then.

Jerrold M. Ladar, a San Francisco criminal defense lawyer, said his client would plead innocent when arraigned today before a U.S. magistrate. Mr. Ladar wouldn't say whether his client was cooperating with the government "or whether he has ever cooperated with them."

Mr. Harper's previous lawyer, William Dougherty, had told the court, as had his client, that Mr. Harper was cooperating with the Federal Bureau of Investigation. The information that led to his arrest was provided by Mr. Dougherty while he was trying to work out an immunity agreement with the government.

According to the indictment, Mr. Harper allegedly sold military defense documents classified "secret" and "confidential" to Polish intelligence agents between May 1979 and last month.

During that period, the indictment said, Mr. Harper was paid \$130,000 in Warsaw in 1980 by a top Polish intelligence agent and another \$120,000 in 1980 and 1981 in Mexico City and Matamoros, Mexico, by a Polish agent identified only as "Jacques."

In addition, Mr. Harper allegedly evaded taxes on his 1981 and 1982 federal tax returns by not reporting some of the money he allegedly received in those years from the Polish agents.